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4 BILL NO. G-72-12-51

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6 GENERAL ORDINANCE NO. G-*Defeated*

7 AN ORDINANCE requiring a permit to transport  
8 oversize or overweight vehicles and objects  
9 on City streets, fixing permit fees, and  
10 providing penalties.

11 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
12 WAYNE, INDIANA:

13 SECTION 1. It shall be unlawful for any person to transport  
14 any oversize or ~~over~~weight vehicle and/or object, as defined from time  
15 to time by the Indiana General Assembly, on the streets of Fort Wayne  
16 unless such person first secures a permit to operate the same.

17 SECTION 2. Applications for such permit shall be made in  
18 writing to the Board of Public Works of the City or to any department  
19 designated by the Board of Works to issue such permits, on forms to  
20 be provided by the Board of Public Works.

21 SECTION 3. The application shall be accompanied by a fee  
22 of \$10.00 for each permit to exceed the legal width, length, height,  
23 or weight limit. The fee for oversize equipment shall be \$25.00  
24 for a ninety (90) day period of time.

25 SECTION 4. Any person failing to comply with or violating  
26 any of the provisions of Sections 1, 2, or 3, shall upon conviction,  
27 be fined \$100.00 for each violation, shall be liable for any damages  
28 caused by such unlawful operation, and, if overweight, shall in  
29 addition be assessed a civil penalty as set out in Section 47-536a  
30 of Burns Indiana Statutes.

31 SECTION 5. This Ordinance shall be in effect from and after  
32 its passage and approval by the Mayor.

33  
34 *Eugene Kraus*  
35 Councilman

Approved as to form and legality

John H. Logan, Associate City Attorney

Read the first time in full and on motion by Hinga seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulation (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.)

Date: 12/28/72 Charles W. Westermann  
CITY CLERK

Read the third time in full and on motion by Nuckols seconded by Hinga and duly adopted, placed on its passage.  
~~Passed~~ Not by the following vote:

AYES <u>0</u>	NAYS <u>9</u>	ABSTAINED _____	ABSENT _____ to-wit:
Burns _____	<input checked="" type="checkbox"/>	_____	_____
Hinga _____	<input checked="" type="checkbox"/>	_____	_____
Kraus _____	<input checked="" type="checkbox"/>	_____	_____
Nuckols _____	<input checked="" type="checkbox"/>	_____	_____
Moses _____	<input checked="" type="checkbox"/>	_____	_____
Schmidt, D. _____	<input checked="" type="checkbox"/>	_____	_____
Schmidt, V. _____	<input checked="" type="checkbox"/>	_____	_____
Stier _____	<input checked="" type="checkbox"/>	_____	_____
Talarico _____	<input checked="" type="checkbox"/>	_____	_____

Date 1-9-73 Charles W. Westermann  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

ATTEST: (SEAL)  
Charles W. Westermann  
CITY CLERK

Charles W. Westermann  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

Charles W. Westermann  
CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ m., E.S.T.

\_\_\_\_\_  
MAYOR

Bill No. G-72-12-51

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

requiring a permit to transport oversize or overweight

vehicles and objects on City streets, fixing permit fees,

and providing penalties.

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance do NOT PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

*John Nuckols*  
*Vivian G. Schmidt*  
*William T. Hinga*  
*Paul M. Burns*  
*Donald J. Schmidt*

DATE 1-9-73 CONCURRED IN  
CHARLES W. WESTERMAN, CITY CLERK

HOUSE MEMORANDUM

*disputed*

To Mr. John Logan, Associate City Attorney Date August 8, 1972  
From Ron Bonar  
Subject Application for Permit to Transport Oversize or Overweight Vehicles  
and Objects Over Fort Wayne Streets

COPIES TO:

Dr. Boswell  
Jack Parr

*RB*

Last year the City Council considered an ordinance for the above. Copy of the proposed ordinance and the application form is attached. The Board is desirous of passing this ordinance and instituting this permit procedure and charges.

Please review the ordinance form and determine its applicability and legality. If you find same to be in order, please prepare an ordinance for Council consideration in September.

Yours truly,



Ron Bonar  
BOARD OF PUBLIC WORKS

RB:rs  
Atth.

APPLICATION NO.

Form No. 1014

120

# **APPLICATION FOR PERMIT TO TRANSPORT OVERSIZE OR OVERWEIGHT VEHICLES AND OBJECTS OVER FORT WAYNE STREETS**

Name of Street.....

Township.....

Addition.....

to the Fort Wayne Board of Public Works,  
Fort Wayne, Indiana

....., Indiana, ....., 19.....

I hereby make application for a permit to transport the following described oversize or overweight vehicles or other objects over the city streets indicated below. (If the vehicles or other objects are to be transported over county or township roads or state highways, permission must be obtained from the proper county, township or state highway authorities.)

## DESCRIPTION OF VEHICLES

Type of Vehicles.....  
(Truck, Truck and Trailer, Tractor and Semi-Trailer, etc.)

Truck..... License No..... State..... Serial No.....

Trailer..... License No..... State..... Serial No.....

The overall dimensions of above vehicles including the load or objects to be transported are:

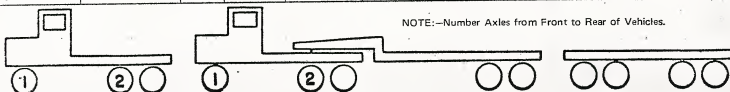
Length.....ft.....in. Width.....ft.....in. Height.....ft.....in.

Weight of Empty Vehicle.....lbs. Number of Trips.....Miles per Trip.....

Gross Weight..... Total Length of Haul in Fort Wayne.....Mi.

DISTANCE BETWEEN AXLES (in Feet and Inches)	Axle No. (See Note)	Number Wheels On Each Axle	Pneumatic or Solid Tires	Manufacturer's Rated Width of Each Tire	Total Width in Inches of All Tires On Each Axle	Total Weight on Each Axle in Pounds	Pounds Per Inch Width of Tire Measured Between Flanges of Rim
1 and 2	1						
2 and 3	2						
3 and 4	3						
4 and 5	4						
5 and 6	5						
6 and 7	6						
	7						

NOTE:—Number Axles from Front to Rear of Vehicles.



## DESCRIPTION OF LOAD AND ROUTE

The above vehicles loaded with....., weighing.....lbs.

(Give Model No. and Capacity of shovel, crane or other heavy equipment.....)

are to be transported from (give origin of load).....

to (give destination).....over the following route:\*

From.....to.....over City Streets.....

From.....to.....over City Streets.....

From.....to.....over City Streets.....

From.....to.....over City Streets.....

The above vehicles will not be operated on the City Streets at a speed greater than.....miles per hour

Charge \$.....See Acts of 1955 — or Fort Wayne Permit Office — Fee Required on All Permits except Mobile Homes — House Trailers (10'

or less in width) — Make Check Payable to Fort Wayne Board of Public Works. Payment must be made with Certified Check, Cashier's Check, Bank

Draft or Money Order.

It is necessary to transport the above vehicles and loads over city streets for the following reasons:.....

\*It is understood that if this permit is granted it will apply only to City Streets and not County Roads or State Highways.

NOTE: The applicant may secure application blanks from the Fort Wayne Permit Department, or Fort Wayne Traffic Engineering Department. The application properly filled out should then be submitted to the Fort Wayne Traffic Engineering Department.

(OVER)



## GENERAL PROVISIONS

- (1) At no time will traffic be blocked from use of the city street. Said vehicles will be operated in such a manner as to impede traffic in the least possible manner. Watchmen will be furnished, if required, to direct traffic around vehicles or objects. Said vehicles or objects will not be left parked on the traveled portion of the roadway either night or day unless specific permission is granted by the Fort Wayne Permit Department.
  - (a) It is desired that said vehicles or loads start moving on \_\_\_\_\_ Expiring \_\_\_\_\_ 19\_\_\_\_ and will not be on the above city street more than \_\_\_\_\_ hours.  
(Period for moving extra heavy or large loads will be limited to 10 days)
  - (b) It is desired that permission be granted to operate these vehicles for the maximum period of \_\_\_\_\_ days beginning \_\_\_\_\_ 19\_\_\_\_ (See below, (7) Special Provisions.)
- (2) If this application to move vehicle or loads over the above city street is granted, the applicant hereby assumes all responsibility for any damage to property or persons caused, directly or indirectly, by the transportation of said vehicles or loads under the proposed permit. The applicant further agrees to hold the City of Fort Wayne, Board of Public Works harmless from all suits, claims, damages or proceedings of any kind as a direct or indirect result of the transportation of said vehicles or loads.
- (3) In the event that it is necessary to remove any buildings, railings or other structures from the street, or in the event that any building, railings or other structures are damaged on account of the transportation of said vehicles, then the cost of removal, damage and replacement of said buildings, railings or other structures to the satisfaction of the City of Fort Wayne, Board of Public Works, shall be borne by the applicant.
- (4) The applicant further agrees that the equipment, load or object to be transported will not be loaded or unloaded from the vehicle or vehicles within the traveled limits of the highway without specific permission from the Fort Wayne Permit Department.
- (5) The applicant further agrees that should a permit be issued, the driver of such vehicle, or person in direct charge of transporting such object, will have the permit in his possession during the process of transportation and will show said permit, on demand, to any police officer or any employee of the Fort Wayne Permit Department.
- (6) The applicant further agrees to furnish the City of Fort Wayne, Board of Public Works, upon request, with an acceptable bond or other security to cover any damage that might occur to roads, bridges or structures which might be caused by the transportation of said vehicles or objects under the proposed permit. The applicant further agrees to furnish the City of Fort Wayne, Board of Public Works, upon request, with a financial statement of said applicant.
- (7) Special provisions: The mover and/or owner of said vehicle and/or load will be held responsible for necessary flagging of traffic. If by reason of weather conditions, narrow bridges, bridges less than 20' in width or if load protrudes over the center line of the bridge, limit of visibility or any other reason that transportation of said vehicle and/or load creates a traffic hazard, two (2) flagmen shall be required as long as said hazard exists. One flagman shall be placed not less than 500' nor more than 600' in front of said vehicle and/or load and another spaced the same distance to the rear of said vehicle and/or load. In case the vehicle and/or load being moved is more than 12' in width or 70' in length, two (2) flagmen shall be furnished at all times and spaced as indicated heretofore. **EXCEPT FOR THE MOVEMENT OF STEEL AND CONCRETE BEAMS, SEE SPECIAL PROVISIONS, ADOPTED DEC. 7, 1961.**  
Said vehicles will not be on City Streets during hours of darkness.

Said vehicles will not be on City Streets on Saturday, Sunday or the following legal holidays: NEW YEAR'S DAY, MEMORIAL DAY, INDEPENDENCE DAY, LABOR DAY, THANKSGIVING DAY OR CHRISTMAS DAY.

There shall be no movements under special permits from 12:00 noon the day before a holiday until 12:00 noon the day after a holiday and/or (A long holiday week-end). Other added restrictions may be imposed around any of these holidays.

Said vehicle will be marked with six red flags. Four of these will be placed at rear to each corner of said vehicle as possible, and one on each side at mid or widest point. These flags shall be in good condition, plain red with no figures, with a minimum size of 16" square and shall be placed so that they can be clearly seen by approaching traffic. Said vehicle must also be marked on front and rear of said vehicle or load with a sign reading, "OVERSIZE LOAD". The sign must be at least 18" wide, at least 6" and not over 8" long. The size of letters will be 12", red on white background.

This application does not apply to any City Streets or Bridges that are closed for construction purposes, or to any roads or bridges that are posted for a gross load limit less than the gross load of vehicles and load described in this application, nor to any County Roads or State Highways.

Said vehicle will be driven at a slow speed so as to cause the least amount of impact to the pavement.

Approved \_\_\_\_\_

Applicant's Signature \_\_\_\_\_

\_\_\_\_\_  
Traffic Engineer

\_\_\_\_\_  
Name of Company or Firm

\_\_\_\_\_  
Street Cleaner

\_\_\_\_\_  
Street or Mailing Address

\_\_\_\_\_  
Engineer of Permits

\_\_\_\_\_  
City or Town and State

By \_\_\_\_\_

\_\_\_\_\_  
Signature

Title \_\_\_\_\_

## NOTE

It is not contemplated to promiscuously grant permits for the exceeding of the regular limitations prescribed by law in Acts of Indiana Legislature when other reasonable means of transporting the heavy loads are available. It is very clearly the intent of the law to grant such permits only in special cases where it is impracticable, if not absolutely impossible, to comply with the specified limitations in the law. Such permits would be considered proper for the hauling of unusually long or wide articles such as telephone poles, individual pieces of machinery, moving of small buildings, etc., or the hauling of heavy loads for short distances where other means of transportation is not available. The requests to move buildings or any unreasonably large equipment or object on the main heavily traveled highways may be refused where such movement will seriously interfere with traffic for any great length of time. Permits will not be issued for the hauling of heavy loads or extra long or wide loads when such loads can be reasonably subdivided into smaller units complying, or more heavily complying, with the restrictions set out in the law.

BILL NO. G-71-10-13

GENERAL ORDINANCE NO. G-\_\_\_\_\_

AN ORDINANCE requiring a permit to transport over-size or overweight vehicles and objects on City streets, fixing permit fees, and providing penalties.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. It shall be unlawful for any person to transport any oversize or overweight vehicle and/or object, as defined from time to time by the Indiana General Assembly, on the streets of Fort Wayne unless such person first secures a permit to operate the same.

SECTION 2. Applications for such permit shall be made in writing to the Board of Public Works of the City or to any department designated by the Board of Works to issue such permits, on forms to be provided by the Board of Public Works.

SECTION 3. The application shall be accompanied by a fee of \$10.00 for each permit to exceed the legal width, length, height, or weight limit. The fee for oversize equipment shall be \$25.00 for a ninety (90) day period of time.

SECTION 4. Any person failing to comply with or violating any of the provisions of Sections 1, 2, or 3, shall upon conviction, be fined \$100.00 for each violation, shall be liable for any damages caused by such unlawful operation, and, if overweight, shall in addition be assessed a civil penalty as set out in Section 47-536A<sup>a</sup> of Burns Indiana Statutes.

SECTION 5. This Ordinance shall be in effect from and after its passage and approval by the Mayor.

\_\_\_\_\_  
Councilman

*Approved as to form and legality:*

*James N. Fogarty, Secretary City of Fort Wayne*

DIGEST SHEET

TITLE OF ORDINANCE Special General

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

SUMMARY OF ORDINANCE Approval of establishing a permit procedure and charges for transporting, etc., oversize or overweight vehicles and objects over Fort Wayne streets.

EFFECT OF PASSAGE

EFFECT OF NON-PASSAGE

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

APPROVED TO COMMITTEE (J.N.)



## ORDINANCE CHECK-OFF SHEET

### INFORMATION REGARDING ORDINANCE

## CONTENTS OF ORDINANCE

BILL NO.	D-72-12-51
ORDINANCE NO.	
X REGULAR SESSION	12-28-72
SPECIAL SESSION	
APPROVED AS TO FORM AND LEGALITY	Logan
BILL WRITTEN BY	Rep. (Public Works)
DATE INTRODUCED	12-28-72
REFERRED TO SAID STANDING COMMITTEE	House Regulations
REFERRED TO CITY PLAN	
LEGAL PUBLIC HEARING	
LEGAL PUBLICATION	
JOINT HEARING	
DEPARTMENT HEARING	
HOLD FILE	
PASS	
X DO NOT PASS	1-9-73
WITHDRAWN	
SUSPENSION OF RULES	
PRICR APPROVAL	
ORDINANCE TAKEN OUT OF OFFICE	
OTHER INSTRUCTIONS REGARDING ORDINANCE	
CORRECTIONS MADE TO ORDINANCE	
PEOPLE SPEAKING FOR ORDINANCE	
PEOPLE SPEAKING AGAINST ORDINANCE	

X	COMMITTEE SHEET
X	VOTE SHEET
	PURCHASE ORDERS
	BIDS
	ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
	LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
	<i>San Bruno College</i> COMMUNICATIONS FROM
	ZONING MAPS
	<i>application for permit to transport oversized vehicle</i> ABSTRACTS
	TITLES
	PRIOR APPROVAL LETTER

Orange Creek.

COUNCILMAN'S VOTE

	AYES	NAYS	ABSENT
BURNS		X	
HINJA		X	
KRAUS		X	
MOSES		X	
NUCKOLS		X	
D. SCHMIDT		X	
V. SCHMIDT		X	
STIER		X	
TALARICO		X	

COMMENTS: